

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

CIVIL CASE NO. 1:11cv32

JESSICA KINGSLEY, Personal)	
Representative of the Estate of)	
Julie L. Smith, a/k/a Julie Lynn)	
Kingsley Smith,)	
)	
Plaintiff,)	
)	
vs.)	
)	
)	
BRENDA AND GENE LUMMUS, INC.,)	
d/b/a Ghost Town Harley Davidson,)	
)	
Defendant.)	
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J U D G M E N T

THIS MATTER came on for trial and was heard by the undersigned judge, and a jury was duly empaneled and has answered the issues presented as follows:

1. Was the death of Julie L. Smith proximately caused by the negligence of the Defendant?

ANSWER: NO

2. What amount of damages, if any, is the Plaintiff entitled to recover from the Defendant?

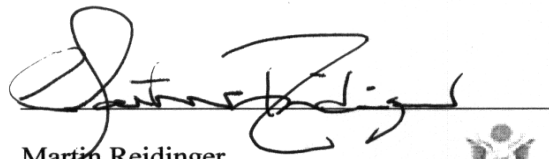
ANSWER: N/A

Based on the foregoing facts as found by the jury, the Court concludes as a matter of law that the Defendant Brenda and Gene Lummus, Inc. Is not liable for the death of the Plaintiff's decedent.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the Plaintiff shall recover nothing from the Defendant in the form of damages.

IT IS FURTHER ORDERED ADJUDGED AND DECREED that this action is hereby **DISMISSED WITH PREJUDICE** in its entirety, and the Defendant shall recover its costs of the action from the Plaintiff.

Signed: May 25, 2012


Martin Reidinger
United States District Judge

